



File No.: 14149-4US MG/sl

Quebec, Canada

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Louis-Philippe Vézina et al.
Serial No.: 09/678,303
Filing Date: October 3, 2000
Art Unit: 1638
Title: PROMOTER FOR REGULATING EXPRESSION OF FOREIGN GENES

FIRST INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97

NO FEE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on a PTO-1449 form is a listing of the documents known to applicant in order to comply with applicant's duty of disclosure pursuant to 37 C.F.R. § 1.56.

The submission of any document which is not a statutory bar is not intended as an admission that such document constitutes prior art against the claims of the present application. Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie prior art reference against the claims of the present application.

Statement of Relevancy

The listed documents are being submitted either in compliance with 37 C.F.R. §1.97(b), within three (3) months of the filing date of a national application or of the date of entry of the national stage in an international application, or before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under §1.114; or pursuant to 37 C.F.R. §1.97(e)(1), within three (3) months from the date of an office action or of a search report issued in a foreign counterpart application citing each of the documents contained in the present statement; or pursuant to 37 C.F.R. §1.97(e)(2), within three (3) months from the first knowledge of each submitted document by any individual designated in C.F.R. §1.56(c), when each such document was not cited in a communication from a foreign patent office in a counterpart foreign application.

In the case of submission under 37 C.F.R. §1.97(e)(1) and (2), the undersigned Attorney/Agent of Record hereby certifies that the enclosed list of references is hereby submitted within three months (1) from the issuance of the foreign action or search report, or (2) from said first knowledge, respectively.

The Examiner is kindly requested to consider these references during the examination of the above-identified application, making the references of record, and to return an initialed copy of the PTO-1449 Form to the below-signed agent.

Respectfully,

March 27, 2006

Date

Marie-Hélène Rochon

Agent of the Applicant

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Customer Number: 020988



Substitute for form 1449A and B/PTO				Complete if Known	
				Application Number	09/678,303
				Filing Date	October 3, 2000
				First Named Inventor	Louis-Philippe Vézina
				Art Unit	1638
				Examiner Name	Georgia L. Helmer
Sheet	1	of	2	Attorney Docket Number	
14149-4US					

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number – Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		US 4,962,028	09-10-1990	Bedbrook John R. et al.	
		US 5,110,732	03-14-1989	Benfey, P. N. et al.	

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ – Number ⁴ – Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant Of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		WO 0056906	09-28-2000	Rance, Iann et al.	
		WO 01/25455	10-04-1999	Vézina L.-P. et al.	

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			
		LAST D.I. et al., "Plastocyanin is encoded by a single-copy gene in the pea haploid genome " Plant Molecular Biology, Vol. 12, 1989, pages 655-666			
		KENG-HOCK Pwee et al. "The pea plastocyanin promoter directs cell-specific but not full light-regulated expression in transgenic tobacco plants" The Plant Journal, G.B. Blackwell Scientific Publications, Oxford, Vol. 3, no. 3, 1993, pages 437-449			
		JEFFERSON R.A. et al. "GUS fusions B-glucuronidase as a sensitive and versatile gene fusion marker in higher plants " The EMBO Journal, 1987, 6(13): 3901-3907			
		DARVEAU A. et al. "PCR-mediated synthesis of chimeric molecules " Methods in Neurosciences, 1995, 26: 77-85			
		KHOUDI H. et al. "Production of a diagnostic monoclonal antibody in perennial alfalfa plants" Biotechnology and Bioengineering, 1999, 64(2): 135-143			
		ATANASSOV A. & BROWN D.C.W. "Plant regeneration from suspension culture and mesophyll protoplasts", Medicago Sativa L. Plant cell tissue and organ culture, 1984, 3: 149-162			
		MURASHIGE T. & SKOOG F. "A revised medium for rapid growth and bioassays with tobacco tissue cultures" Physiologia Plantarum, 1962 15: 473-497			

Examiner Signature		Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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				Examiner Name	Georgia L. Helmer
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		DESGAGNÉS et al. "Genetic transformation of commercial breeding lines of alfalfa (<i>Medicago sativa</i>)", Plant Cell Tissue Organ Culture, 1995, 42: 129-140	
		SANGER et al. "DNA sequencing with chain-terminating inhibitors", P.N.A.S. USA 1977, 74: 5643-5647	
		OOMMENN et al. "The Ilicitor-Inducible Alfalfa Isoflavone Reductase Promoter Confers Different Patterns of Developmental Expression in Homologous and Heterologous Transgenis Plants" The Plant Cell 1994, Vol. 6: 1789-1803	
		BACK et al., "Isolation of the spinach nitrite reductase gene promoter which confers nitrate inducibility on GUS gene expression in transgenic tobacco", Plant molecular biology, 1991, 17: 9-18	
		SANDER et al., "Structure and expression of a nitrite reductase gene from bean (<i>Phaseolus Vulgaris</i>) and promoter analysis in transgenic tobacco" Plant molecular biology, 1995, 27: 165-177	
		DE VRIES et al. 1988, "Isolation of total and polysomal RNA from plant tissue", <i>Plant Molecular Biology Manual</i> , Dordrecht: Kluwer Academic Publisher, 1988, B6 pages 1-13	

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